




121703

14230 U.S. PTO

CERTIFICATE OF EXPRESS MAILING	
NUMBER	EV 336 530 961 US
DATE OF DEPOSIT	December 17, 2003
<p>I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: MS Patent Application, Commissioner of Patents, Alexandria, VA 22313-1450.</p>	
<p> Shawn Smith</p>	

22141 U.S. PTO  
10/738404

121703

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Atty. Dkt. No.: 3999.002587

Prior Serial No.: 09/561,005

**MS PATENT APPLICATION**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Prior Application Examiner: Yaen, C.

Prior Group Art Unit: 1642

**REQUEST FOR FILING DIVISIONAL  
APPLICATION UNDER 37 C.F.R. § 1.53(b)**

This is a request for filing a divisional application under Rule 53(b) (37 C.F.R. § 1.53(b)) of co-pending prior application Serial No. 09/561,005 (the '005 application), filed April 28, 2000, entitled "Antibody Conjugate Methods for Selectively Inhibiting VEGF."

- ☒ 1. Enclosed is a true copy of the prior application Serial No. 09/561,005 as originally filed, including the specification, claims, sequence listing, drawings and declarations. The declarations were properly submitted after filing. The undersigned hereby verifies that the attached papers are a true copy of the prior application as originally filed and identified above, that no amendments (if any) referred to in the declaration filed to complete the prior application introduced new matter therein, and further that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code,

and that such willful false statement may jeopardize the validity of the application or any patent issuing thereon.

(a) ☒ The inventorship is the same as prior Application Serial No. 09/561,005.

(b) ☐ Deletion of inventor(s). Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. § 1.63(d)(2) and 1.33(b).

☒ 2. Enclosed is a check in the amount of \$824.00 to cover the filing fee as calculated below and the fee for the new claims added in the Preliminary Amendment referred to in Clause No. 8 below.

**CLAIMS AS FILED IN THE PRIOR  
APPLICATION LESS CLAIMS CANCELED BELOW**

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Basic Fee -----				\$ 770.00
Total Claims	23 - 20 =	3	\$18.00 =	\$ 54.00
Independent Claims	2 - 3 =	-0-	\$86.00 =	\$ -0-
Multiple Dependent Claim(s) -----				\$ -0-
<b>TOTAL FILING FEES:</b>				<b>\$ 824.00</b>

☐ 3. Applicant is entitled to Small Entity Status for this application.

☐ (a) A small entity statement is enclosed.

☐ (b) A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired (copy attached).

☒ (c) Small entity status is no longer claimed (copy of Change of Status from Small Entity to Large Entity attached).

- ☒ 4. If the check is missing or insufficient, the Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 to 1.21 which may be required for any reason relating to this application, or credit any overpayment to Williams, Morgan and Amerson, P.C. Deposit Account No. 50-0786/3999.002587.
- ☒ 5. Enclosed is a copy of the original Power of Attorney document in the prior application.
- ☒ 6. Address all future communications to:
- Shelley P.M. Fussey, Ph.D.  
WILLIAMS, MORGAN & AMERSON, P.C.  
10333 Richmond, Suite 1100  
Houston, Texas, 77042  
(713) 934-7000
- ☒ 7. The prior application is presently assigned to Board of Regents, The University of Texas System (copy of prior Assignments attached).
- ☒ 8. Enclosed is a Preliminary Amendment. Any additional fees incurred by this amendment are included in the check at No. 2 above and said fee has been calculated after cancellation and amendment of claims by the preliminary amendment.
- ☐ 9. Cancel in this application claims \_\_ of the prior application before calculating the filing fee (at least one original independent claim must be retained).
- ☐ 10. Amend the specification by inserting before the first line the sentence: --This is a continuation of co-pending application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.--
- ☒ 11. Enclosed are formal drawings of FIG. 1 through FIG. 5B on a total of 4 sheets.
- ☒ 12. The present paper constitutes Applicants' compliance with their duty of disclosure under 37 C.F.R. §1.56. Please make all prior art of record in parent application Serial No. 09/561,005 of record in this case, including that cited by the Office and Applicants. As a courtesy, the following is enclosed:

- ☒ (a) Copies of PTO-1449s from prior application (References A1-A58, B1-B15 and C1-C87).
- ☐ (b) Copies of IDS citations.
- ☒ 13. Transfer the sequence information, including the computer readable form previously submitted in the parent application Serial No. 09/561,005, filed April 28, 2000, for use in this application. 37 C.F.R. § 1.821(e). A paper copy of the sequences and the required statement are enclosed.
- ☒ 14. Return Receipt Postcard.


Respectfully submitted,  
Williams, Morgan & Amerson, P.C.  
Customer No. 23720



Shelley P.M. Fussey, Ph.D.  
Reg. No. 39,458  
Agent for Applicants

10333 Richmond, Suite 1100  
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Date: December 17, 2003

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 Shawn Smith	

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Philip E. Thorpe and Rolf A. Brekken

Group Art Unit: 1642

Prior Serial No.: 09/561,005

Examiner: Yaen, C.

Prior Filing Date: April 28, 2000

Atty. Dkt. No.: 3999.002587

Serial No.: Unknown

Filed: Concurrently Herewith

For: Anti-VEGF Antibody Prodrug Methods  
(as Amended)

**SUBMISSION OF FORMAL DRAWINGS**

**ATTN: OFFICIAL DRAFTSMAN**

Commissioner for Patents

P. O. Box 1450

Arlington, VA 22313-1450

Sir:

Applicants hereby submit the formal drawings for the above-referenced application (FIG. 1, FIG. 2, FIG. 3A, FIG. 3B, FIG. 4, FIG. 5A and FIG. 5B on a total of 4 sheets) and request that these drawings be accepted for filing.

Respectfully submitted,  
Williams, Morgan & Amerson, P.C.  
Customer No. 23720



Shelley P.M. Fussey  
Reg. No. 39,458  
Agent for Applicants

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